

Kevin T. Snider, State Bar No. 170988

Counsel of record

Mathew B. McReynolds, State Bar No. 234797

PACIFIC JUSTICE INSTITUTE

P.O. Box 276600

Sacramento, CA 95827

Tel. (916) 857-6900

Fax (916) 857-6902

Email: kevinSnider@pacificjustice.org

mattmcreynolds@pacificjustice.org

Peter D. MacDonald, State Bar No. 69789

LAW OFFICE OF PETER MACDONALD

400 Main Street, Suite 210

Pleasanton, CA 94566-7371

Tel. (925) 462-0191

Fax. (925) 462-0404

Email: pmacdonald@macdonaldlaw.net

Attorneys for Plaintiff and Real Party in Interest

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

INTERNATIONAL CHURCH OF THE) Case No.: CO7-03605-PJH-JCS
FOURSQUARE GOSPEL,)

Plaintiff,)

v.)

CITY OF SAN LEANDRO, TONY)

SANTOS (in his official capacity),)

SURLENE G. GRANT (in her official)

capacity), DIANA M. SOUZA (in her)

official capacity), JOYCE R.)

STAROSCIACK (in her official)

capacity), BILL STEPHENS (in his)

official capacity), JIM PROLA (in his)

**PLAINTIFF AND REAL PARTY IN
INTEREST'S RULE 26 INITIAL
DISCLOSURE**

Date: October 18, 2007

Time: 9:00 a.m.

Ctrlm: 3

Hon.: Phyllis J. Hamilton

1 official capacity), JOHN JERMANIS (in)
2 his official and individual capacities),)
3 DEBBIE POLLART (in her official and)
4 individual capacities), DOES 1-50,)
5 Defendants.)
6 FAITH FELLOWSHIP FOURSQUARE)
7 CHURCH,)
8 Real Party in Interest.)

9 Pursuant to FRCP 26(a), Plaintiff, INTERNATIONAL CHURCH OF THE
10 FOURSQUARE GOSPEL, and Real Party in Interest FAITH FELLOWSHIP
11 FOURSQUARE CHURCH make their mandatory initial disclosures.
12

13 Plaintiff and the Real Party in Interest are continuing to investigate
14 Defendants' and the bases for their defense, and reserve the right to amend or
15 supplement this information in the course of discovery, in the event additional
16 information becomes available.
17
18

19
20 **A. INDIVIDUALS LIKELY TO HAVE DISCOVERABLE INFORMATION**
21 **REGARDING DEFENDANTS' POSITION:**

22 1. Tony Santos
23 835 East 14th Street
24 San Leandro, CA 94577-3767
25 Tel. (510) 577-3200
26 Fax (510) 577-3340
27
28

1 Subjects of Information: Reasons for denial of the church applications for assembly
2 use and rezoning. Whether there are other similarly situated properties within the
3 jurisdiction of San Leandro.

4
5 2. Surlene G. Grant
6 835 East 14th Street
7 San Leandro, CA 94577-3767
8 Tel. (510) 577-3200
9 Fax (510) 577-3340

10 Subjects of Information: Reasons for denial of the church applications for assembly
11 use and rezoning. Whether there are other similarly situated properties within the
12 jurisdiction of San Leandro.

13 3. Diana M. Souza
14 835 East 14th Street
15 San Leandro, CA 94577-3767
16 Tel. (510) 577-3200
17 Fax (510) 577-3340

18 Subjects of Information: Reasons for denial of the church applications for assembly
19 use and rezoning. Whether there are other similarly situated properties within the
20 jurisdiction of San Leandro.

21 4. Joyce R. Starosciack
22 835 East 14th Street
23 San Leandro, CA 94577-3767
24 Tel. (510) 577-3200
25 Fax (510) 577-3340

26 Subjects of Information: Reasons for denial of the church applications for assembly
27 use and rezoning. Whether there are other similarly situated properties within the
28 jurisdiction of San Leandro.

1 5. Bill Stephens
2 835 East 14th Street
3 San Leandro, CA 94577-3767
4 Tel. (510) 577-3200
Fax (510) 577-3340

5 Subjects of Information: Reasons for denial of the church applications for assembly
6 use and rezoning. Whether there are other similarly situated properties within the
7 jurisdiction of San Leandro.

8
9 6. Jim Prola
10 835 East 14th Street
11 San Leandro, CA 94577-3767
12 Tel. (510) 577-3200
Fax (510) 577-3340

13 Subjects of Information: Reasons for denial of the church applications for assembly
14 use and rezoning. Whether there are other similarly situated properties within the
15 jurisdiction of San Leandro.

16 7. John Jermanis
17 835 East 14th Street
18 San Leandro, CA 94577-3767
19 Tel. (510) 577-3200
Fax (510) 577-3340

20 Subjects of Information: Reasons for denial of the church applications for assembly
21 use and rezoning. Whether there are other similarly situated properties within the
22 jurisdiction of San Leandro.

23
24 8. Debbie Pollart
25 835 East 14th Street
26 San Leandro, CA 94577-3767
27 Tel. (510) 577-3200
Fax (510) 577-3340

1 Subjects of Information: Reasons for denial of the church applications for assembly
2 use. Whether there are other similarly situated properties within the jurisdiction of
3 San Leandro.

4
5 9. Marian Handa
6 835 East 14th Street
7 San Leandro, CA 94577-3767
8 Tel. (510) 577-3200
9 Fax (510) 577-3340

10 Subjects of Information: Reasons for denial of the church applications for assembly
11 use and rezoning. Whether there are other similarly situated properties within the
12 jurisdiction of San Leandro.

13 10. William Schock
14 835 East 14th Street
15 San Leandro, CA 94577-3767
16 Tel. (510) 577-3200
17 Fax (510) 577-3340

18 Subjects of Information: Reasons for denial of the church applications for assembly
19 use and rezoning. Whether there are other similarly situated properties within the
20 jurisdiction of San Leandro.

21 11. Hanson Hom
22 835 East 14th Street
23 San Leandro, CA 94577-3767
24 Tel. (510) 577-3200
25 Fax (510) 577-3340

26 Subjects of Information: Reasons for denial of the church applications for assembly
27 use and rezoning. Whether there are other similarly situated properties within the
28 jurisdiction of San Leandro.

12. Jane W. Williams
555 12th Street, Suite 1500

1 Oakland, CA 94607
2 Tel. (510) 808-2000
3 Fax (510) 1108

4 Subjects of Information: Reasons for denial of the church applications for assembly
5 use and rezoning. Whether there are other similarly situated properties within the
6 jurisdiction of San Leandro.

7 13. Gary Mortara
8 577 Manor Blvd.
9 San Leandro, CA 94579
10 Tel. (510) 357-5723
11 Fax (510) 614-0668

12 Subjects of Information: Whether there are other similarly situated properties
13 within the jurisdiction of San Leandro. Substantial burden on the church's free
14 exercise of religion. Denial of rights under the First and Fourteenth Amendments to
15 the U.S. Constitution.

16 14. James Lee
17 577 Manor Blvd.
18 San Leandro, CA 94579
19 Tel. (510) 357-5723
20 Fax (510) 614-0668

21 Subjects of Information: Whether there are other similarly situated properties
22 within the jurisdiction of San Leandro. Substantial burden on the church's free
23 exercise of religion. Denial of rights under the First and Fourteenth Amendments to
24 the U.S. Constitution.

25 15. Paul Gantt
26 577 Manor Blvd.
27 San Leandro, CA 94579
28 Tel. (510) 357-5723

1 Fax (510) 614-0668

2 Subjects of Information: Whether there are other similarly situated properties
3 within the jurisdiction of San Leandro. Substantial burden on the church's free
4 exercise of religion. Denial of rights under the First and Fourteenth Amendments to
5 the U.S. Constitution.

6
7 16. David Mortara
8 577 Manor Blvd.
9 San Leandro, CA 94579
10 Tel. (510) 357-5723
11 Fax (510) 614-0668

12 Subjects of Information: Whether there are other similarly situated properties
13 within the jurisdiction of San Leandro. Substantial burden on the church's free
14 exercise of religion. Denial of rights under the First and Fourteenth Amendments to
15 the U.S. Constitution.

16
17 17. Ed Bullok
18 21790 Hesperian Blvd.
19 Hayward, CA 94541-7003
20 Tel (510) 582-2025
21 Fax (510) 881-8301

22 Subjects of Information: Whether there are other similarly situated properties
23 within the jurisdiction of San Leandro. Substantial burden on the church's free
24 exercise of religion. Denial of rights under the First and Fourteenth Amendments to
25 the U.S. Constitution.

26
27 18. Barbara Cabrera
28 577 Manor Blvd.
San Leandro, CA 94579
Tel. (510) 357-5723
Fax (510) 614-0668

1
2 Subjects of Information: Whether there are other similarly situated properties
3 within the jurisdiction of San Leandro. Substantial burden on the church's free
4 exercise of religion. Denial of rights under the First and Fourteenth Amendments to
5 the U.S. Constitution.

6 19. Casey Lee
7 577 Manor Blvd.
8 San Leandro, CA 94579
9 Tel. (510) 357-5723
Fax (510) 614-0668

10 Subjects of Information: Whether there are other similarly situated properties
11 within the jurisdiction of San Leandro. Substantial burden on the church's free
12 exercise of religion. Denial of rights under the First and Fourteenth Amendments to
13 the U.S. Constitution.

14
15 20. Matt Lacey
16 577 Manor Blvd.
17 San Leandro, CA 94579
18 Tel. (510) 357-5723
Fax (510) 614-0668

19 Subjects of Information: Whether there are other similarly situated properties
20 within the jurisdiction of San Leandro. Substantial burden on the church's free
21 exercise of religion. Denial of rights under the First and Fourteenth Amendments to
22 the U.S. Constitution.

23
24 21. Josephine Del Rio
25 577 Manor Blvd.
26 San Leandro, CA 94579
27 Tel. (510) 357-5723
Fax (510) 614-0668

1 Subjects of Information: Whether there are other similarly situated properties
2 within the jurisdiction of San Leandro. Substantial burden on the church's free
3 exercise of religion. Denial of rights under the First and Fourteenth Amendments to
4 the U.S. Constitution.

5
6 22. Raul Rico
7 577 Manor Blvd.
8 San Leandro, CA 94579
9 Tel. (510) 357-5723
Fax (510) 614-0668

10 Subjects of Information: Whether there are other similarly situated properties
11 within the jurisdiction of San Leandro. Substantial burden on the church's free
12 exercise of religion. Denial of rights under the First and Fourteenth Amendments to
13 the U.S. Constitution.

14
15 23. Catalina Vaughn
16 577 Manor Blvd.
17 San Leandro, CA 94579
18 Tel. (510) 357-5723
Fax (510) 614-0668

19 Subjects of Information: Whether there are other similarly situated properties
20 within the jurisdiction of San Leandro. Substantial burden on the church's free
21 exercise of religion. Denial of rights under the First and Fourteenth Amendments to
22 the U.S. Constitution.

23
24 24. Alicia Swinderman
25 577 Manor Blvd.
26 San Leandro, CA 94579
27 Tel. (510) 357-5723
28 Fax (510) 614-0668

1 Subjects of Information: Whether there are other similarly situated properties
2 within the jurisdiction of San Leandro. Substantial burden on the church's free
3 exercise of religion. Denial of rights under the First and Fourteenth Amendments to
4 the U.S. Constitution.

5
6 25. Olden Henson
7 Hayward City Hall
8 777 B Street, 4th Floor
9 Hayward, CA 94541
10 (510) 583-4000

11 Subjects of Information: Whether there are other similarly situated properties
12 within the jurisdiction of San Leandro. Substantial burden on the church's free
13 exercise of religion. Denial of rights under the First and Fourteenth Amendments to
14 the U.S. Constitution.

15 26. Sam Maliniak
16 1210 Coleman Ave.
17 Santa Clarita, CA 95060
18 Tel (408) 986-8711
19 Fax (408) 986-0778

20 Subjects of Information: Whether there are other similarly situated properties
21 within the jurisdiction of San Leandro. Substantial burden on the church's free
22 exercise of religion. Denial of rights under the First and Fourteenth Amendments to
23 the U.S. Constitution.

24 27. David Silvey
25 415 Thrush Drive
26 Patterson, CA 95363
27 Tel. (209) 568-1200

28 Subjects of Information: Whether there are other similarly situated properties
within the jurisdiction of San Leandro. Substantial burden on the church's free

1 exercise of religion. Denial of rights under the First and Fourteenth Amendments to
2 the U.S. Constitution.

3
4 28. Paul Chadbourne
5 450 Main Street, Ste. 250
6 Pleasanton, CA 94566
7 Office 925-242-5881
8 Fax 925-336-9299

9 Subjects of Information: Whether there are other similarly situated properties
10 within the jurisdiction of San Leandro. Substantial burden on the church's free
11 exercise of religion. Denial of rights under the First and Fourteenth Amendments to
12 the U.S. Constitution.

13 **B. DOCUMENTS THAT PLAINTIFF AND REAL PARTY IN INTEREST**
14 **MAY USE TO SUPPORT THEIR POSITION**
15 **(BY CATEGORY):**

16 Unless indicated otherwise, all of the following documents have been
17 electronically filed and served on counsel for the respective parties. Counsel for
18 Plaintiff and Real Parties in Interest request that the documents noted as "in
19 possession of City" be provided in Defendants' initial disclosure. Documents not
20 previously filed with the Court are in the possession of the attorneys for the Plaintiff
21 and Real Parties in Interest located at 9851 Horn Rd, Ste 115, Sacramento, CA
22 95670.

23 ***Exhibit A (Plaintiff and Real Party in Interest's)***
24

25 1. §a. Rezoning Application (May 11, 2007, and May 18, 2007) and related
26 correspondence.

27 2. 1. Initial application. May 11, 2006.
28

- 1 3. 2. Application with signature for Gary Mortara. May 18, 2006.
- 2 4. 3. Letter from Gary Mortara, Faith Fellowship. May 11, 2006. Signed by
- 3 Gary Mortara.
- 4
- 5 5. 4. City acceptance letter. Planning Manager Debbie Pollart to Faith
- 6 Fellowship. June 29, 2006.
- 7
- 8 6. §b. Business Development Subcommittee (of City Council). June 8, 2006
- 9
- 10 7. 1. Agenda. (in the possession of City)
- 11
- 12 8. 2. Staff Report. (in the possession of City)
- 13
- 14 9. 3. Minutes. (in the possession of city).
- 15
- 16 10. §c. City Council. Meeting Open to Public. October 16, 2006
- 17
- 18 11. 1. Minutes of pleas by Faith Fellowship members for action.
- 19
- 20 12. §d. Business Development Committee (of City Council). October 12, 2006
- 21
- 22 13. 1. Agenda. (in the possession of city)
- 23
- 24 14. 2. Staff Report.
- 25
- 26 15. 3. Minutes. (in the possession of city)
- 27
- 28 16. §e. Joint Work Session. Planning Commission and Board of Zoning
Adjustments. October 19, 2006.
17. 1. Agenda.
18. 2. Staff Report. (in the possession of city)
19. 3. Minutes.

1 20. §f. Letter from Pacific Justice Institute to City on behalf of Faith Fellowship.

2 October 24, 2006.

3 21. §g. Board of Zoning Adjustments. Work Session re Assembly Uses.

4 December 7, 2006.

5 22. 1. Agenda.

6 23. 2. Staff Report.

7 24. 3. Minutes.

8 25. §h. West San Leandro/MacArthur Boulevard Redevelopment Advisory

9 Committee.

10 26. 1. Minutes.

11 27. 2. Powerpoint presented by Debbie Pollart. (in the possession of city)

12 28. §i. Redevelopment Advisory Committee, Joint Redevelopment Project Area.

13 January 17, 2007.

14 29. 1. Agenda. (in the possession of city)

15 30. 2. Staff Report. (in the possession of city)

16 31. 3. Minutes.

17 32. §j. Planning Commission. February 22, 2007. Re adoption of Assembly Use

18 Overlay District, and rezoning 196 parcels AU Overlay.1. Agenda.

19 33. 2. Staff Report.

20 34. 3. Minutes.

1 35. §k. City Council. March 19, 2007. Re adoption of Assembly Use Overlay
2 District, and rezoning 196 parcels AU Overlay.

3 36. 1. Agenda.

4 37. 2. Staff Report.

5 38. 3. Minutes.

6 39. 4. Adopted Ordinance No. 2007-005

7 40. 5. Adopted Ordinance No. 2007-006

8 41. §l. Revised Zoning Application from Faith Fellowship. March 20, 2007.

9 42. §m. Conditional Use Permit Application for Entertainment Activity in
10 Industrial Park District at 14600 Catalina Street. March 2007.

11 43. 1. Application.

12 44. 2. Site Plan

13 45. 3. Required “proposed CUP findings”.

14 46. §n. Planning Commission. April 12, 2007. Re Application for rezone of
15 Catalina Street property to AU Overlay District.

16 47. 1. Agenda.

17 48. 2. Staff Report with attachments.

18 49. 3. Letter from Peter MacDonald on behalf of Faith Fellowship Church. April
19 9, 2007.

20 50. 4. Statement by Paul Gantt, Hazardous Materials Expert.

1 51. 5. Petition signed by approx. 1700 supporters (in City's possession).

2 52. 6. Minutes.

3 53. §o. City Council. May 7, 2007. Re Application for rezone of Catalina Street
4 property to AU Overlay District.

5 54. 1. Agenda.

6 55. 2. Staff Report with attachments.

7 56. 3. Letter from Peter MacDonald on behalf of Faith Fellowship Church. May
8 4, 2007.

9 57. Attachment 1 – Photos of Manor and Catalina properties on Sunday morning
10 at 10:00

11 58. Attachment 2 – Site plan for Faith Fellowship Church

12 59. Attachment 3 – Street map showing arterial access to proposed church

13 60. Attachment 4 – Paul Gantt experience and education

14 61. Attachment 5 – AO Zones within City

15 62. Attachment 6 – Map of supporters in Manor Street and Catalina Street
16 Neighborhoods

17 63. Attachment 7 – Letter from Pacific Justice Institute dated May 2, 2007

18 64. 4. Minutes

19 65. 5. Minute Order denying application.

20 66. 6. Letter requesting Reconsideration, Mortara to Jermanis. May 15, 2007.

1 67. §p. City Documents: General Plan Excerpts:

2 68. Cover and Table of Contents

3 pp. 3.51-3.54. Planning Issues: Land Use Compatibility.

4 pp. 3.59-3.65. Industrial and Office Districts.

5 pp. 3.73-3.75. Land Use Compatibility.

6 pp. 4.30-4.32. Coordinating Land Use and Transportation.

7 pp. 6.37-6.39. Hazardous Materials.

8 69. §q. City Documents: Zoning Code Excerpts:

9 1. Article 1. Title, Components, and Purposes.

10 Article 3. Definitions:

11 -Assembly Use.

12 -Entertainment Activity.

13 -Commercial Recreation.

14 3. Article 7. Industrial Districts.

15 ***Exhibit B (Plaintiff and Real Party in Interest's)***

16 70. Assembly Use Hazmat Map

17 ***Exhibit C (Plaintiff and Real Party in Interest's)***

18 71. California Building Code 203-A

19 ***Exhibit D (Plaintiff and Real Party in Interest's)***

20 72. Hazardous Material Business Plan Listings

1 ***Exhibit E (Plaintiff and Real Party in Interest's)***

2 73. Catalina Property City Taxes

3 ***Exhibit F (Plaintiff and Real Party in Interest's)***

4
5 74. Projects Completed by McNely Construction Company

6 ***Exhibit A (Attached to Debbie Pollart's Declaration)***

7 75. Faith Fellowship's Planning Permit for a rezone and check for \$2,000

8
9 ***Exhibit B (Attached to Debbie Pollart's Declaration)***

10 76. Letter to Jim Lee concerning application for zoning code text amendment

11 ***Exhibit C (Attached to Debbie Pollart's Declaration)***

12
13 77. Memorandum regarding assembly uses in Industrial Limited zoning district

14 Map of Potential Assembly Use Areas in San Leandro

15 ***Exhibit D (Attached to Debbie Pollart's Declaration)***

16
17 78. October 19, 2006 staff report concerning potential zoning code
18 amendments

19
20 79. Overview of Residential Site Plan Review Requirements

21 80. Development Standards Comparison for Single-Family Residences

22 81. Map of Potential Assembly Use Areas in San Leandro

23
24 82. ***Exhibit E (Attached to Debbie Pollart's Declaration)***

25 83. Minutes for Joint Worksession on October 19, 2006

26 ***Exhibit F (Attached to Debbie Pollart's Declaration)***

1 84. February 22, 2007 staff report concerning potential zoning code
2 amendments

3 85. Ordinance of City of San Leandro deleting portions of zoning code

4 86. Assembly Use Overlay Criteria Study

5 87. Recommended Findings of Fact for Approval

6 88. List of Properties Proposed for the Assembly Use Overlay

7 89. City of San Leandro Community Development Department Negative
8 Declaration

9 90. Initial Study Checklist Form

10 91. Environmental Factors Potentially Affected

11 92. Map indicating where San Leandro is located

12 93. Proposed Assembly Use Overlay – List of Parcel Numbers and Addresses

13 94. City of San Leandro Assembly Use Criteria Study

14 95. Excerpt of December 7, 2006 Board of Zoning Adjustments Meeting

15 96. Excerpt of Draft Minutes from 12-20-06 WSL/MacArthur RAC

16 97. Excerpt Draft Minutes of the January 17, 2007 Joint RAC Meeting

17 98. Excerpt from 10-19-06 Joint BZA/PC Meeting

18 ***Exhibit G (Attached to Debbie Pollart's Declaration)***

19 99. Minutes for Planning Commission meeting on February 22, 2007

20 ***Exhibit H (Attached to Debbie Pollart's Declaration)***

1 100. Planning Commission Application

2 101. Agreement for Payment of Fees for Application Processing

3 102. Check for \$1,000 and receipt from City of San Leandro

4 103. Letter from Jim Lee regarding application for Conditional Use Permit

5 104. Notice of Manual Filing with Tenant Improvements

6 ***Exhibit I (Attached to Debbie Pollart's Declaration)***

7
8
9 105. Letter regarding incomplete Conditional Use Permit Application (April
10 25, 2007)

11 ***Exhibit J (Attached to Debbie Pollart's Declaration)***

12
13 106. Application for Appeal to City Council

14 ***Exhibit K (Attached to Debbie Pollart's Declaration)***

15
16 107. April 12, 2007 staff report concerning potential zoning code
17 amendments

18 108. Vicinity Map Showing Existing Land Uses and Zoning

19 109. May 11, 2006 letter from Gary Mortara to City of San Leandro

20 110. Findings of Fact for Denial of Catalina Street property

21 111. Letter from homeowners' association presidents regarding Manor Blvd.
22 location
23

24 112. Letter from JoAnn Irons to Mayor and City Council

25 113. Letter from Ron Boehm to Hansom Hom supporting zone change
26
27
28

1 114. Letter from Richard Spratling supporting move to Catalina Street

2 115. Letter from Gary Mortara to Dave Clare requesting support for move

3 116. E-mail from Scott Hess regarding potential move to Catalina Street

4
5 ***Exhibit L (Attached to Debbie Pollart's Declaration)***

6 117. Minutes from April 12, 2007 Planning Commission Meeting

7
8 ***Exhibit M (Attached to Debbie Pollart's Declaration)***

9 118. Findings of Fact for Denial of Catalina Street property

10
11 ***Exhibit A (Attached to William Schock Declaration)***

12 119. Floor Plan for MDL Information Systems located at 14600 and 14850
13 Catalina St. in San Leandro, CA.

14
15 ***Exhibit B (Attached to William Schock Declaration)***

16 120. Aerial photograph of the property located at 14600 and 14850 Catalina
17 St. in San Leandro, CA.

18
19 ***Exhibit A (Attached to Marian Handa Declaration)***

20 121. Planning Commission Staff Report Vicinity Map for the property
21 located at 14600 and 14850 Catalina St. in San Leandro, CA.

22
23 ***Exhibit B (Attached to Marian Handa Declaration)***

24 122. Minutes of the May 7, 2007, San Leandro City Council meeting.

25 123. Memo from Nathan Dison to Jim Lee (May 6, 2007)

- 1 124. Floor Plan of property located at 14600 and 14850 Catalina St. in San
- 2 Leandro, CA by Roger Wilson, Architect
- 3 125. City of San Leandro Rosters (January 2007)
- 4
- 5 126. Letter from Kevin Snider to City Council (May 2, 2007)
- 6
- 7 127. Letter from Gary Mortara to Jeremy Brown (April 4, 2007)
- 8
- 9 128. Loan Amortization Schedule
- 10
- 11 129. Note re property tax exemption (May 22, 2007)
- 12
- 13 130. Alameda County Property Tax Statements 2006-2007
- 14
- 15 131. Memo from Hansom Hom to Debbie Pollart (October 12, 2006)
- 16
- 17 132. Email from Debbie Pollart to Jim Lee (February 5, 2007)
- 18
- 19 133. Letter from Kevin Snider to Debbie Pollart (February 2, 2007)
- 20
- 21 134. Letter from Debbie Pollart to Kevin Snider (February 9, 2007)
- 22
- 23 135. Letter from Debbie Pollart to Kevin Snider (March 2, 2007)
- 24
- 25 136. Letter from Kevin Snider to Debbie Pollart (March 15, 2007)
- 26
- 27 137. Letter from Debbie Pollart to Kevin Snider (April 16, 2007)
- 28
138. Petition to the City of San Leandro
139. Letter from Dan McNely to Jim Lee (June 27, 2007)
140. "Information on Paul Gantt"
141. Faith Fellowship Detail Ledger Report from 01/01/07 to 05/05/07.
142. Article in San Leandro Times, "Church uses technology for change"

- 1 143. City of San Leandro Invoice #246085
- 2 144. San Leandro Finance Dept. Memo re accounts receivable for Faith
- 3 Fellowship Church
- 4
- 5 145. Memo from Lorrain Taylor to Jim Lee (06/23/06)
- 6 146. Letter from Jim Lee to Debbie Pollart (May 19, 2006)
- 7 147. Letter from Gary Mortara to Luke Simms (May 11, 2006)
- 8
- 9 148. West San Leandro/MacCarthur Blvd. Redevelopment Advisory
- 10 Committee – Summary of Meeting (June 21, 2006)
- 11 149. San Leandro Board of Zoning Adjustments and Planning Commissions
- 12 – Minutes for Joint Work Session (October 19, 2006)
- 13
- 14 150. San Leandro Board of Zoning Adjustments and Planning Commissions
- 15 – Agenda for Joint Work Session (October 19, 2006)
- 16
- 17 151. Email from John Jermanis to Rudy Jasso (10/11/06)
- 18 152. Email from Scott Hess to Gary Mortara (10/19/06)
- 19
- 20 153. Letter from Gary Mortara to Dave Clare (10/25/06)
- 21 154. Letter from Gary Mortara to Scott Hess (10/25/06)
- 22 155. San Leandro Board of Zoning Adjustments and Planning Commissions
- 23 – Agenda for Joint Work Session (Dec. 6, 2006)
- 24
- 25 156. Email from Debbie Pollart to Jim Lee (Nov. 22, 2006)
- 26 157. Email from Wayne Campbell to Tony Santos (Nov. 1, 2006)
- 27
- 28

- 1 158. Excerpt of Board of Zoning Adjustments Meeting (Dec. 7, 2006)
- 2 159. Proposed Zoning Code Amendments (Dec. 7, 2006)
- 3 160. San Leandro Planning Commission Agenda (Feb 22, 07)
- 4 161. San Leandro Planning Commission Minutes (Feb 22, 07)
- 5 162. Email from Debbie Pollart to Jim Lee (Feb. 5, 2007)
- 6 163. Memo from Debbie Pollart to the Planning Commission (Feb 22, 2007)
- 7 164. San Leandro City Council and Redevelopment Agency joint meeting –
- 8 Summary (Mar. 19, 2007)
- 9 165. San Leandro City Council and Redevelopment Agency joint meeting –
- 10 Agenda (Mar. 19, 2007)
- 11 166. Agreement for Payment of Fees for Application Processing (Mar. 28,
- 12 2007)
- 13 167. San Leandro City Council and Redevelopment Agency joint meeting –
- 14 Agenda (Mar. 5, 2007)
- 15 168. Faith Fellowship Community Awareness Announcement
- 16 169. Email from Eda Dotzek to Gary Mortara (Mar. 8, 2007)
- 17 170. Letter from Richard Spratling (Mar. 5, 2007)
- 18 171. Letter from Gary Mortara to Luke Simms (03/20/03)
- 19 172. Planning Permit Application (03/20/07)
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

- 1 173. Planning Permit Application and accompanying letter from Jim Lee to
- 2 Luke Simms (03/28/07)
- 3 174. Receipt for conditional use permit (03/28/07)
- 4
- 5 175. San Leandro City Council and Redevelopment Agency joint meeting –
- 6 Agenda (April 2, 2007)
- 7
- 8 176. San Leandro Planning Commission – unnamed document (probably
- 9 summary) (April 12, 2007)
- 10
- 11 177. San Leandro Planning Commission – Minutes (April 12, 2007)
- 12
- 13 178. Application for Appeal (April 15, 2007)
- 14
- 15 179. Letter from Rick Amezcua (April 11, 2007)
- 16
- 17 180. Letter from Peter MacDonald to Planning Commission (April 9, 2007)
- 18
- 19 181. Memo from Debbie Pollart to Planning Commission (April 12, 2007)
- 20
- 21 182. Letter from
- 22
- 23 183. San Leandro City Council and Redevelopment Agency joint meeting –
- 24 Summary (May 7, 2007)
- 25
- 26 184. San Leandro City Council and Redevelopment Agency joint meeting –
- 27 Agenda (May 7, 2007)
- 28
185. Email from Gary Mortara to Tony Santos (May 11, 2007)
186. Letter from Auturo Bautista to Tony Santos (May 10, 2007)
187. Letter from Sam Maliniak to San Leandro City Council (May 7, 2007)

1 188. Letter from Jim Lee to Kathleen Livermore with memo from Nathan
2 Disson to Jim Lee (September 7, 2007)

3 189. Letter from Kathleen Livermore to Jim Lee (September 20, 2007)
4
5

6 **C. COMPUTATION OF DAMAGES**

7 As a result of the actions of the defendants, the Church has been unable to use
8 a building which it purchased. The damages are the mortgage payment of
9 \$33,809.88 per month since the time that the city determined to include the property
10 in the assembly overlay on May 7, 2007. Damages are continuing in nature.
11
12

13 **D. INSURANCE POLICIES**

14 Plaintiff and Real Party in Interest have no applicable insurance policies.
15
16
17

18 Date: October 8, 2007

19 /S/ Kevin Snider
20 Kevin T. Snider
21 Mathew B. McReynolds
22 Peter D. MacDonald
23 Attorneys for Plaintiff and
24 Real Party in Interest
25
26
27
28